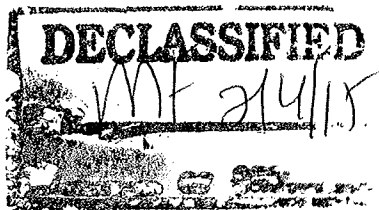


The PRPs are performing the RI/FS for Gulfco under an existing unilateral order.

1. The next step is wetland sediment and deeper ground water sampling - this work is planned for the week of 5/12/08.
2. The soil & surface water sampling has been completed, and it's expected that sediment sampling will be completed with the May work. The time required to complete the ground water investigation depends on how deep the DNAPL has spread (the uppermost two water zones previously sampled contain DNAPL).
3. The current schedule calls for completion of the risk assessments and RI/FS in 2009, and ROD completion in 2010. The PRPs have already begun preliminary work on preparing the risk assessments.
4. The PRP Group has requested to separate the southern portion of the site and conduct a removal action for the soils.
5. EPA sent to the PRPs on Mar. 4, 2008 a draft order on consent for removal (AOC) of the storage tanks on the southern portion of the Site.
6. The PRP Group replied on Mar. 13, 2008 stating that they would not review the draft AOC for removal until they get assurances from EPA that no additional sampling would be required for the southern portion of the Site, no further cleanup work would be required for the Southern portion after completion of the removal action, and that the southern portion of the Site would automatically be deleted from the NPL after completion of the removal.
7. EPA responded in a March 23, 2008, letter that the agency was disappointed that the PRP Group had not reviewed the draft AOC for removal and encouraged the PRP Group to sign up to do the removal action under an AOC for the southern portion of the site.
8. As of April 2, 2008, EPA was waiting for the PRP Group's assent to enter into an AOC for removal action for the southern portion of the Site.
9. PRPs responded on April 9, 2008, reiterating their request for delisting the southern portion of the site and asking for a UAO, and not an AOC, for performing work (identified as a tank removal).

Enforcement Considerations: The Agency must consider the fact that EPA costs remain unrecovered and are about \$1 million. Another UAO does not collect that money, nor does it provide a mechanism to recover additional costs of UAO work. It also does not remove the potential for a Section 106(b) reimbursement petition.



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